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SIXTIETH LEGISLATURE

TWENTY-NINTH LEGISLATIVE DAY
MONDAY, FEBRUARY 8, 2010

Senate Chamber

President Little called the Senate to order at 11:30 a.m.

Roll call showed all members present except Senator Malepeai, absent and excused.

Prayer was offered by Chaplain Montie Ralstin.

The Pledge of Allegiance was led by Samantha Kiley, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of February 5, 2010, was read and approved as corrected.

DARRINGTON, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

Senator Malepeai was recorded present at this order of business.

February 8, 2010

The JUDICIARY AND RULES Committee reports that [S 1316](#), [S 1317](#), [S 1318](#), [S 1319](#), [S 1320](#), [S 1321](#), [S 1322](#), [S 1323](#), [S 1324](#), [S 1325](#), [S 1326](#), and [S 1327](#) have been correctly printed.

DARRINGTON, Chairman

[S 1316](#) and [S 1317](#) were referred to the Agricultural Affairs Committee.

[S 1318](#) was referred to the Transportation Committee.

[S 1319](#) was referred to the Local Government and Taxation Committee.

[S 1320](#) and [S 1321](#) were referred to the Health and Welfare Committee.

[S 1322](#) was referred to the Judiciary and Rules Committee.

[S 1323](#), [S 1324](#), [S 1325](#), [S 1326](#), and [S 1327](#) were referred to the Commerce and Human Resources Committee.

February 5, 2010

The LOCAL GOVERNMENT AND TAXATION Committee reports out [H 380](#), [H 381](#), [H 384](#), and [H 385](#) with the recommendation that they do pass.

HILL, Chairman

[H 380](#), [H 381](#), [H 384](#), and [H 385](#) were filed for second reading.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Eighth Order of Business.

Messages from the Governor

February 3, 2010

The Honorable Brad Little
President of the Senate
Idaho Legislature

Dear Mr. President:

I have the honor to inform you that Tammy Perkins of Boise, Idaho, was appointed as a member of the State Board of Health and Welfare to serve a term commencing January 21, 2010, and expiring January 7, 2014.

This appointment was made subject to confirmation by the Senate. Notice of appointment is hereby given.

As Always - Idaho, *Esto Perpetua*
/s/ C. L. "Butch" Otter
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the Health and Welfare Committee.

The Senate advanced to the Ninth Order of Business.

Messages from the House

February 5, 2010

Dear Mr. President:

I transmit herewith [H 443](#), [H 412](#), [H 413](#), [H 438](#), [H 445](#), [H 449](#), [H 450](#), and [H 452](#), which have passed the House.

ALEXANDER, Chief Clerk

[H 443](#), [H 412](#), [H 413](#), [H 438](#), [H 445](#), [H 449](#), [H 450](#), and [H 452](#) were filed for first reading.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

[H 443](#), by Judiciary, Rules, and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

[H 412](#) and [H 413](#), by State Affairs Committee, were introduced, read the first time at length, and referred to the State Affairs Committee.

[H 438](#) and [H 445](#), by Judiciary, Rules, and Administration Committee, were introduced, read the first time at length, and referred to the Transportation Committee.

[H 449](#) and [H 450](#), by Environment, Energy, and Technology Committee, were introduced, read the first time at length, and referred to the Resources and Environment Committee.

[H 452](#), by Environment, Energy, and Technology Committee, was introduced, read the first time at length, and referred to the Health and Welfare Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

[S 1301](#), by Health and Welfare Committee, was read the second time at length and filed for third reading.

[H 439](#), [H 440](#), and [H 441](#), by Appropriations Committee, were read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

[S 1294](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Mortimer arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Andreason, Bair, Bilyeu, Bock, Brackett, Broadsword, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, LeFavour, Lodge, Malepeai, McGee, McKague, McKenzie, Mortimer, Pearce, Schroeder, Siddoway, Smyser, Stegner, Stennett (Stennett), Werk, Winder. Total - 35.

Whereupon the President declared [S 1294](#) passed, title was approved, and the bill ordered transmitted to the House.

[H 379](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Pearce arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Andreason, Bair, Bilyeu, Bock, Brackett, Broadsword, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, LeFavour, Lodge, Malepeai, McGee, McKague, McKenzie, Mortimer, Pearce, Schroeder, Siddoway, Smyser, Stegner, Stennett (Stennett), Werk, Winder. Total - 35.

Whereupon the President declared [H 379](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Davis, seconded by Senator Kelly, by voice vote, the Senate adjourned at 12:08 p.m. until the hour of 11:15 a.m., Tuesday, February 9, 2010.

BRAD LITTLE, President

Attest: JEANNINE WOOD, Secretary